

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RONALD HOLTZ,

Plaintiff,

v.

JOELLA PHILLIPS, Physician
Assistant; PETER BECK, MSW, M-Div,
Mental Health Program Manager;
WASHINGTON DEPARTMENT OF
CORRECTIONS, SECRETARY BERNARD
WARNER, ACTING ASSISTANT SECRETARY
KEVIN BOVENKAMP, DEPUTY DIRECTOR
SCOTT R. FRAKES, (DOC)
MANAGER/MEDICAL DIRECTOR ROY
GONZALEZ, (DOC) HEALTH CARE MANAGER
MARY JOE CURREY, COYOTE RIDGE
CORRECTIONS CENTER, SUPERINTENDENT
JEFFREY UTTEHT, HEALTH CARE MANAGER
DARREN CHLIPALA, DR. B. RODRIGUEZ,
PSYCHIATRIST DR. MICHAEL REZNICEK,
WASHINGTON STATE PENITENTIARY,
SUPERINTENDENT, STEVEN SINCLAR,
MEDICAL DIRECTOR JAMES EDWARDS, DR.
F. SMITH, MENTAL HEALTH PHYSICIAN
MELANIE HOWARD, AMERICAN
DISABILITIES SPECIALIST HOLLY
DE/CAMBRE (DOC), in official and
individual capacities, CHIEF MEDICAL
OFFICER G. STEVEN HAMMOND, PH.D.,

Defendants.

No. 4:CV-14-5018-EFS

**ORDER DENYING MR. HOLTZ'S MOTION
FOR STAY/EXTENSION OF TIME AND
TEMPORARY RESTRAINING ORDER, AND
CAUTIONING MR. HOLTZ**

On April 14, 2015, the Court directed Plaintiff Ronald Holtz to provide the Court with his updated contact information no later than April 24, 2015, if he had been released from state custody. ECF No.

1 185. As of the date of this Order, the Court has not received a
2 responsive filing or updated contact information from Mr. Holtz.
3 Defendants filed a notice on April 16, 2015, advising that Mr. Holtz
4 had been released from state custody on April 5, 2015, and that he is
5 now under community supervision. ECF No. 186. Defendants provided the
6 Court with the Mr. Holtz's last reported address to the Department of
7 Corrections. The Court accepts this reported address as Mr. Holtz's
8 current address and will send documents to that address, absent an
9 address correction being filed by Mr. Holtz.

10 The Court cautions Mr. Holtz that failure to notify the Court as
11 to any change in address or contact information, or failure to respond
12 to Court orders, can result in dismissal of this lawsuit for failure to
13 prosecute or imposition of other sanctions. See Fed. R. Civ. P. 41(b);
14 L.R. 83.3(i); *Link v. Wabash R.R. Co.*, 370 U.S. 626, 629-30 (1962)
15 (recognizing the district court's authority to dismiss a lawsuit because
16 of the plaintiff's failure to prosecute the lawsuit).

17 Also, before the Court is Mr. Holtz's Motion for Stay/Extension
18 of Time and Temporary Restraining Order/Injunction, ECF No. 183, which
19 seeks relief relating to Mr. Holtz's earned-time credit, to law-library
20 access, and from Scheduling Order deadlines because of his asserted
21 difficulties with preparing the case while in prison—all matters that
22 pertain to Mr. Holtz's prior incarceration. Because Mr. Holtz has been
23 released, the Court denies as moot his motion.

24 For the above reasons, **IT IS HEREBY ORDERED:**

- 25 1. Mr. Holtz's Motion for Stay/Extension of Time and Temporary
26 Restraining Order/Injunction, **ECF No. 183**, is **DENIED AS MOOT**.

2. The Clerk's Office shall update Mr. Holtz's address to 2011 East 57th, Tacoma, WA 98404.

IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and forward a copy to Mr. Holtz and counsel.

DATED this 28th day of April 2015.

A handwritten signature in black ink, reading "Edward F. Shea". The signature is written in a cursive style with a large, stylized "E" and "S".

EDWARD F. SHEA
Senior United States District Judge